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8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA – NORTHERN DIVISION**

10 TESORO REFINING & MARKETING  
11 COMPANY LLC, a Delaware limited liability  
company,

12 Plaintiff,

13 v.

14 ALANDDON LLC, a Nevada limited liability  
company; KIM FIEGEHEN, as Guardian ad  
15 Litem for DONALD A. LEHR, individually;  
VALARIE M. LEHR, individually; and KIM  
16 FIEGEHEN, as Guardian ad Litem, for ALLAN  
G. FIEGEHEN, individually.

17 Defendants.  
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CASE NO.: 3:19-cv-00449-LRH-WGC

**STIPULATION AND ORDER TO  
EXTEND DEADLINE TO FILE  
RESPONSE TO DEFENDANTS' MOTION  
FOR PARTIAL SUMMARY JUDGMENT  
(ECF No. 46) – SEVENTH REQUEST**

25 Plaintiff TESORO REFINING & MARKETING COMPANY LLC (“Tesoro”), by and  
26 through its attorneys of record, the law firm of LITCHFIELD CAVO LLP, and ALANDDON LLC,  
27 VALARIE M. LEHR, and KIM FIEGEHEN, as Guardian Ad Litem, for ALLAN G. FIEGEHEN and  
28 DONALD A. LEHR (collectively referred to as “Defendants”) by and through their attorneys of

1 record, the law firm of ALLISON MACKENZIE, LTD., do hereby stipulate and agree as follows:

2 1. Plaintiff filed its first amended complaint on November 15, 2019 (ECF No. 17).

3 2. Defendants filed their answer to the amended complaint on May 29, 2020 (ECF 32).

4 3. The current deadlines, pursuant to the stipulated discovery plan and scheduling order –  
5 fourth request are: Discovery Cut-Off – June 14, 2021; Amend the pleading or add parties – February  
6 26, 2021; Initial Expert Disclosure: February 14, 2021; Rebuttal Expert Disclosure: March 15, 2021;  
7 Dispositive Motion Deadline: July 19, 2021 and Joint Pre-Trial Order: 30 days after court’s decision  
8 on dispositive motion(s) on file.

9 4. On December 23, 2020, Defendants filed their Motion for Partial Summary Judgment  
10 on Plaintiff’s Second Claim for Relief (Breach of Contract against Guarantors)(the “MPSJ”)(ECF No.  
11 46).

12 5. Plaintiff’s response to Defendants MPSJ is due July 30, 2021 pursuant to Court Order  
13 (ECF No. 81).

14 6. On January 19, 2021, Defendants filed their Motion for Protective Order that Allan G.  
15 Fiegehen Not Be Deposed (ECF No. 50) and Motion for Protective Order that Donald Lehr Not Be  
16 Deposed (ECF No. 51) (the “Motions for Protective Orders”).

17 7. Plaintiff filed its response to the Defendants’ Motions for Protective Orders ECF No.  
18 50 and ECF No. 51 on March 16, 2021.

19 8. Defendants filed their Reply in Support Motions for Protective Orders on March 23,  
20 2021. (ECF 64 and 65).

21 9. The hearing for Motions for Protective Orders was held on April 15, 2021. The court  
22 denied Defendants’ Motions for Protective Orders ECF No. 50 and ECF No. 51 and will allow Plaintiff  
23 to depose Mr. Fiegehen and Mr. Lehr subject to certain limitations as agreed upon at the April 15,  
24 2021 hearing. (Minutes of Proceedings, ECF 69).

25 10. Defendants’ counsel agreed that Plaintiff’s response to Defendants’ MPSJ (ECF No.  
26 46) shall be not be due until after the depositions of Mr. Fiegehen and Mr. Lehr are conducted.

27 11. Mr. Fiegehen was deposed on June 9, 2021 and Mr. Lehr was deposed on June 10,  
28 2021.

12. Both counsel are continuing to work on a lengthy stipulated set of facts for the purposes of the Opposition to Defendants' MPSJ (ECF No. 46) and for trial. Counsel require more time to finalize the stipulated set of facts and have agreed that Plaintiff's response to Defendants' MPSJ will be due no later than August 30, 2021.

13. This is Plaintiff's seventh request for an extension in regard to Defendants' MPSJ (ECF No. 46). This extension will not affect the current deadlines.

**IT IS SO STIPULATED.**

Dated: July 30, 2021

**LITCHFIELD CAVO LLP**

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Dated: July 30, 2021

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Attorneys for Defendants

**IT IS SO ORDERED** that the deadline for Plaintiff to file its response to Defendants' MPSJ (ECF No 46) is **August 30, 2021**.

Date: August 10, 2021.

  
LARRY R. HICKS  
UNITED STATES DISTRICT JUDGE